

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 2653 OF 2005.
IN
WRIT PETITION NO. 5999 OF 1999.**

Pratap Gordhandas & ors.

... Petitioner.

V/s.

Leeladhar Keshav Rane & ors.

... Respondents.

Ms.Asha M. Bhambwani for the petitioner.

None for the respondents.

CORAM: V.C.DAGA, J.

DATED: 24th November 2005.

P.C.:

. Heard learned counsel for the applicant.

. In spite of service of the application on the respondents on 17th November, 2003, no reply has been filed opposing this application. In this view of the matter, prayer made in this application is liable to be granted. Civil application is, thus, allowed for the reasons stated therein. The respondents/ original petitioners are directed to deposit amount of arrears of compensation from July, 1998 till the date of this order after subtracting the amount paid, if any. The respondents/ original petitioners are further directed to continue to pay the compensation at the rate of Rs.104/- per month on or before 10th of each month from 1st

December, 2005 onwards. In the event respondents/
original petitioners deposits the amount of
compensation, the applicants/ original respondents
would at liberty to withdraw the same.

. The respondents/ original petitioners are
put on notice that failure on their part to comply
with this order, interim relief granted in the
petition shall automatically come to an end.

. Civil application stands disposed of in
terms of this order with no order as to costs.

(V.C.DAGA, J.)